

**HUMAN SERVICES DEPARTMENT[441]**

**Adopted and Filed Emergency After Notice**

Pursuant to the authority of Iowa Code section 237A.12, the Department of Human Services amends Chapter 110, “Child Development Homes,” Iowa Administrative Code.

This amendment rescinds paragraph 110.5(1)“a” and adopts a new paragraph in lieu thereof to require that child development home providers have readily accessible accurate emergency contact information regarding the children in care. Presently, there are no administrative rules that require providers to have a paper copy of emergency contact information.

A Notice of Intended Action proposing to amend paragraph 110.5(1)“a” was published in the Iowa Administrative Bulletin as **ARC 1556C** on July 23, 2014. That amendment was Adopted and Filed and published in the Iowa Administrative Bulletin on October 1, 2014, as **ARC 1636C**. The Administrative Rules Review Committee reviewed the Adopted and Filed amendment, **ARC 1636C**, at its meeting held on October 14, 2014. Due to concerns with the way the stated requirements were shown in the Adopted and Filed amendment, the Committee voted to impose a 70-day delay on the January 1, 2015, effective date of the amendment. The amendment would then become effective on March 12, 2015, rather than January 1, 2015.

In discussion with the members of the Committee, the Department agreed to refine paragraph 110.5(1)“a” to clarify the requirement for contact information, and, consequently, a second Notice of Intended Action was published in the Iowa Administrative Bulletin as **ARC 1738C** on November 26, 2014, to provide the requested clarification. The Department received no comments on the proposed amendment. The adopted amendment is identical to that published under Notice of Intended Action as **ARC 1738C** and supersedes the amendment whose effective date had been delayed.

Pursuant to Iowa Code section 17A.5(2)“b”(2), the Department finds that the normal effective date of this amendment, 35 days after publication, should be waived and the amendment should be made effective January 15, 2015. The normal effective date can be waived since this amendment confers a benefit on the public by ensuring that child development home providers have readily accessible accurate emergency contact information regarding the children in their care. In addition, the normal effective date may be waived because this amendment reflects an adjustment requested by the Administrative Rules Review Committee to a previously adopted and filed amendment.

The Council on Human Services adopted this amendment on January 14, 2015.

This amendment does not provide for waivers in specified situations because requests for the waiver of any rule may be submitted under the Department’s general rule on exceptions at 441—1.8(17A,217).

After analysis and review of this rule making, no impact on jobs has been found.

This amendment is intended to implement Iowa Code section 237A.12.

This amendment became effective January 15, 2015.

The following amendment is adopted.

Rescind paragraph **110.5(1)“a”** and adopt the following **new** paragraph in lieu thereof:

*a.* The home shall have a nonpay, working land-line or mobile telephone with emergency numbers posted for police, fire, ambulance, and the poison information center. The number for each child’s parent, for a responsible person who can be reached when the parent cannot, and for the child’s physician shall be written on paper and readily accessible by the telephone. The home must prominently display all emergency information, and all travel vehicles must have a paper copy of emergency parent contact information.

[Filed Emergency After Notice 1/15/15, effective 1/15/15]

[Published 2/4/15]

EDITOR’S NOTE: For replacement pages for IAC, see IAC Supplement 2/4/15.